



# St. Charles Parish Meeting Minutes

St. Charles Parish Courthouse  
15045 Highway 18  
P.O. Box 302  
Hahnville, LA 70057  
985-783-5000  
scpcouncil@st-charles.la.us  
<http://www.stcharlesparish-la.gov>

## Parish Council

### Draft

*Council Chairman Dennis Nuss*  
*Councilmembers Carolyn K. Schexnaydre, Terry Authement,*  
*Billy Raymond, Sr., Shelley M. Tastet, Wendy Benedetto,*  
*Paul J. Hogan, Larry Cochran, Marcus M. Lambert*

Monday, May 16, 2011

6:00 PM

Council Chambers, Courthouse

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## ATTENDANCE

Present: 7 - Carolyn K. Schexnaydre, Terry Authement, Billy Raymond, Sr., Paul J. Hogan, Lawrence 'Larry' Cochran, Marcus M. Lambert, Dennis Nuss  
Absent: 2 - Shelley Tastet, Wendy Benedetto

*Also Present: Parish President V.J. St. Pierre, Jr., Legal Director Leon C. Vial, III, Public Works/Wastewater Director Sam Scholle, Planning & Zoning Director Kimberly Marousek, Finance Director Grant Dussom, Public Information Officer Renee Simpson*

## CALL TO ORDER

## PRAYER

*Bishop Otis Kenner*  
*Faith Praise & Deliverance Temple*

## PLEDGE

*Bishop Otis Kenner*  
*Faith Praise & Deliverance Temple*

## APPROVAL OF MINUTES

*The Approval of Minutes for the Regular Meeting of April 18, 2011 was deferred and will be approved at the June 6, 2011 Parish Council Meeting.*

## SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1            **2011-0183** ( 5/16/2011, Tastet )  
              In Recognition: Hahnville High School Lady Tigers District 6-5A State Champions  
              Read
- 2            **2011-0182** ( 5/16/2011, Cochran )  
              In Recognition: 11-12 Year Old Regional and International Basketball Champions  
              Read

3            **2011-0188** ( 5/16/2011, St. Pierre, Bond Counsel )

A resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of St. Charles, State of Louisiana, on Saturday, April 30, 2011, to authorize a homestead exemption for homesteads owned by disabled veterans and to authorize the renewal of special tax therein.

*Reported:*

*Parish President Recommended: Approval*

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss

Nay: 0

Absent: 2 - Tastet, Benedetto

## **REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)**

**2011-0184** ( 5/16/2011 )

New Orleans Aviation Board

*Mr. Iftikhar Ahmad, Director of Aviation*

**Reported**

**2011-0185** ( 5/16/2011, St. Pierre )

Parish President Remarks/Report

**Reported**

*IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN NUSS AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON MONDAY, JUNE 6, 2011, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:*

**2011-0186** ( 5/16/2011, St. Pierre, General Government Buildings )

An ordinance to amend Ordinance No. 11-4-23 which approved Change Order No. 1 and Final for the Records Storage Building at 15012 C River Road in Hahnville to correct the change order amount.

**Publish/Scheduled PH**

**2011-0189** ( 5/16/2011, St. Pierre, Department of Planning & Zoning )

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Sheryl Karger - "Contrast Construction, LLC" - a commercial construction contractor - at 524 Sugarhouse Road, Luling.

**Publish/Scheduled PH**

**2011-0190** ( 5/16/2011, St. Pierre, Department of Public Works/Wastewater )

An ordinance to approve and authorize the execution of a Contract for Engineering Services with G.E.C., Inc. for necessary professional engineering services associated with subdivision inspection services.

**Publish/Scheduled PH**

- 
- 2011-0191** ( 5/16/2011, St. Pierre, Department of Wastewater )  
An ordinance approving and authorizing the execution of Change Order No. 1, the final Change Order for Parish Project No S050202 and S050203, Acorn and Sharon Street Sewer Improvements, to decrease the contract amount by \$13,905.00 and increase the contract time by 219 days.  
**Publish/Scheduled PH**
- 2011-0192** ( 5/16/2011, St. Pierre, Department of Parks and Recreation )  
An ordinance to approve and authorize the execution of a Lease with the St. Charles Parish School Board for office space at the Eual J. Landry Alternative Center in Hahnville to house the Department of Parks & Recreation.  
**Publish/Scheduled PH**
- 2011-0193** ( 5/16/2011, St. Pierre, Department of Finance )  
An ordinance to amend the 2011 Consolidated Operating and Capital Budget to move \$245,000 from account 001-400640 General Government Buildings Capital Outlay, Buildings and Grounds to account 001-430180 Animal Control Buildings, Grounds & General Plant for the construction of the new Animal Shelter including alternates 1 and 2.  
**Publish/Scheduled PH**
- 2011-0194** ( 5/16/2011, St. Pierre, Department of Animal Control )  
An ordinance to approve and authorize the execution of an Act of Transfer by the St. Charles Humane Society to St. Charles Parish for a certain parcel of property located at 931 Rue La Cannes, Esperanza Business Park Phase I, in Luling to be used as the site for the construction of the St. Charles Parish Animal Shelter.  
**Publish/Scheduled PH**
- 2011-0195** ( 5/16/2011, St. Pierre, Department of Animal Control )  
An ordinance to approve and authorize the execution of an Agreement with The Gee Cee Company of LA, Inc. for the construction of the Animal Shelter at 931 Rue La Cannes in Luling.  
**Publish/Scheduled PH**
- 2011-0196** ( 5/16/2011, Hogan )  
An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.  
**Publish/Scheduled PH**
- 2011-0197** ( 5/16/2011, St. Pierre, Department of Finance )  
An ordinance to amend the 2011 Consolidated Operating and Capital Budget to carryover \$234,535 from Fund 313 LDBG Public Facilities Construction Capital Outlay in both Revenues (LCDBG Grant - Sewer) and Expenditures (LCDBG Sewer - Improvements Other than Buildings) and place those amounts in the same categories for 2011 and to carryover \$675,950 from Fund 313 LDBG Public Facilities Construction Capital Outlay in both Revenues (LCDBG Grant - Water) and Expenditures (LCDBG Water - Improvements Other than Buildings) and place those amounts in the same categories for 2011.  
**Publish/Scheduled PH**

**2011-0198** ( 5/16/2011, St. Pierre, Department of Finance )

An ordinance to amend the 2011 Consolidated Operating and Capital Budget to recognize \$100,000 settlement from the Twenty-ninth Judicial District Court Division E, No. 44,840 Morris Laiche, ET AL Versus Koch Industries, Inc. DBA Koch Chemicals, where it was ordered that \$100,000 be paid to St. Charles Parish for the construction of new bathroom facilities at the West Bank Bridge Park, and to add improvements other than buildings for Fund 113 - Recreation, Account No. 113-450100 for the construction of the new bathrooms, in the amount of \$100,000.

**Publish/Scheduled PH**

## **ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)**

**2010-0094** ( 5/2/2011, Hogan )

An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., B. Residential districts, [II.] R-1A(M). Single Family Residential Detached Conventional Homes, Manufactured Homes, and Mobile Homes-Medium density., 3. Special Provisions, by amending c. and adding e.

*Reported:*

*Councilman Hogan Recommended:      Approval*

**PH Requirements Satisfied**

*Amendment: to amend the proposed ordinance in the "SUMMARY" and in "SECTION I." to change "... 3. Special Provisions, by amending c. and adding e." to read "... 3. Special Provisions, by adding e." and remove sections "AS WRITTEN: c" and "REVISED: c."*

**A motion was made by Councilmember Raymond, and seconded that this matter be Amended. The motion carried by the following vote:**

**Votes:** Yea: 4 - Raymond, Cochran, Lambert, Nuss  
Nay: 3 - Schexnaydre, Authement, Hogan  
Absent: 2 - Tastet, Benedetto

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**2010-0094** ( 5/2/2011, Hogan )

An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., B. Residential districts, [II.] R-1A(M). Single Family Residential Detached Conventional Homes, Manufactured Homes, and Mobile Homes-Medium density., 3. Special Provisions, by adding e.

*VOTE ON THE PROPOSED ORDINANCE AS AMENDED*

*Proposed ordinance failed for lack of a majority by the following vote*

**Votes:** Yea: 4 - Authement, Raymond, Lambert, Nuss  
Nay: 3 - Schexnaydre, Hogan, Cochran  
Absent: 2 - Tastet, Benedetto

- 12            **2010-0095** ( 5/2/2011, Hogan )  
 An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section IV. General provisions. 5. Fences.  
*Reported:*  
*Councilman Hogan Recommended:        Approval*  
**PH Requirements Satisfied**  
**Votes:** Yea: 5 - Schexnaydre, Authement, Hogan, Lambert, Nuss  
 Nay: 2 - Raymond, Cochran  
 Absent: 2 - Tastet, Benedetto
- 2011-0178** ( 5/2/2011, Hogan )  
 An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Appendix A, Section XV. Amendment procedure, adding B.1.  
**PH Requirements Not Satisfied**  
*Discussion: to postpone indefinitely File No. 2011-0178*  
**A motion was made by Councilmember Hogan, and seconded that this matter be Postponed Indefinitely. The motion carried by the following vote:**  
**Votes:** Yea: 6 - Schexnaydre, Authement, Raymond, Hogan, Lambert, Nuss  
 Nay: 0  
 Absent: 3 - Tastet, Benedetto, Cochran
- 13            **2011-0179** ( 5/2/2011, St. Pierre, Department of Public Works )  
 An ordinance to authorize the Parish President to acquire a portion of Lot 18 of Ellington Plantation, St. Charles Parish, Louisiana, which property is more particularly described on the Act of Sale attached hereto and made a part hereof, at a price not to exceed its appraised value of \$41,000.00, from Louise P. Ritter and/or all other owners of record, as their interests may appear, said property to be used by St. Charles Parish for drainage purposes, including but not limited to drainage conveyance in connection with the project known as "Coronado Drainage Improvements, Pump Station #1 Improvements".  
*Reported:*  
*Public Works Department Recommended: Approval*  
**PH Requirements Satisfied**  
**Votes:** Yea: 6 - Schexnaydre, Authement, Raymond, Hogan, Lambert, Nuss  
 Nay: 0  
 Absent: 3 - Tastet, Benedetto, Cochran
- 19            **2011-0180** ( 5/2/2011, Nuss, Schexnaydre )  
 An ordinance to provide for the installation of "THREE-WAY STOP" signs at the intersection of Maryland Drive and West Heather in Luling.  
*Reported:*  
*Councilman Nuss Recommended:                Approval*  
*Councilwoman Schexnaydre Recommended: Approval*  
**PH Requirements Satisfied**  
**Votes:** Yea: 6 - Schexnaydre, Authement, Raymond, Cochran, Lambert, Nuss  
 Nay: 1 - Hogan  
 Absent: 2 - Tastet, Benedetto

20                    **2011-0181** ( 5/2/2011, St. Pierre, Department of Public Works )

An ordinance to approve and authorize the execution of a contract with BLD Services, LLC for project P090405 New Sarpy Pump Station Auto Bar Screen Cleaner in the amount of \$1,741,991.00.

*Reported:*

*Public Works Department Recommended: Approval*

**PH Requirements Satisfied**

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss  
Nay: 0  
Absent: 2 - Tastet, Benedetto

## **ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED**

**2009-0423** ( 4/18/2011, Hogan )

An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 3 Alcoholic Beverages, Article I. In General, Sec. 3-1. Location restrictions, to clarify and further define the location restrictions with regards to the sale of alcoholic beverages.

**A motion was made by Councilmember Hogan, and seconded that this matter be Removed from the Table. The motion carried by the following vote:**

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss  
Nay: 0  
Absent: 2 - Tastet, Benedetto

*Amendment: to accept the revised version of File No. 2009-0423*

**A motion was made by Councilmember Hogan, and seconded that this matter be Amended. The motion carried by the following vote:**

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss  
Nay: 0  
Absent: 2 - Tastet, Benedetto

*Reported:*

*Councilman Hogan Recommended: Approval*

**PH Requirements Satisfied**

*Discussion: to table File No. 2009-0423*

**A motion was made by Councilmember Hogan, and seconded that this matter be Tabled.. The motion carried by the following vote:**

**Votes:** Yea: 4 - Schexnaydre, Authement, Hogan, Nuss  
Nay: 3 - Raymond, Cochran, Lambert  
Absent: 2 - Tastet, Benedetto

## **APPOINTMENTS**

**2011-0133** ( 4/4/2011 )

A resolution to appoint a member to the Planning & Zoning Commission as the District VI Representative.

*Nominee:*

*Councilman Lambert nominated Mr. Ronald Perry*

**Nomination(s) Accepted**

A motion was made by Councilmember Raymond, and seconded to Close Nomination(s) for this file. The motion carried by the following vote:

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss  
Nay: 0  
Absent: 2 - Tastet, Benedetto

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**2011-0160** ( 4/18/2011 )

A resolution appointing Mr. Billy B. Booth to the Planning & Zoning Commission as the District V Representative.

*VOTE ON THE APPOINTMENT OF MR. BILLY B. BOOTH*

A motion was made, and seconded that this matter be Confirmed. The motion carried by the following vote:

**Votes:** Yea: 6 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Nuss  
Nay: 0  
Absent: 3 - Tastet, Benedetto, Lambert

**SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL**

**2011-0187** ( 5/16/2011 )

Official Journal Appointment - Authorize Advertisement for Acceptance of Proposals

A motion was made, and seconded that this matter be Authorized. The motion carried by the following vote:

**Votes:** Yea: 7 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Lambert, Nuss  
Nay: 0  
Absent: 2 - Tastet, Benedetto

**ADJOURNMENT**

A motion was made by Councilmember Schexnaydre, and seconded to adjourn the meeting at approximately 7:26 pm. The motion carried by the following vote:

**Votes:** Yea: 6 - Schexnaydre, Authement, Raymond, Hogan, Cochran, Nuss  
Nay: 1 - Lambert  
Absent: 2 - Tastet, Benedetto

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.



Barbara Jacob Tucker,  
LCMC,CAA,CMA,CPO  
Council Secretary

# The Parish of St. Charles

May 16, 2011

**WHEREAS**, the Hahnville High School Lady Tigers Softball Team have excelled in the District 6-5A Softball Season, finishing the regular season with a 32-3 overall record; and,

**WHEREAS**, the Lady Tigers faced a tough road on their way to the District 6-5A Championship in Sulpher, Louisiana; and,

**WHEREAS**, the Lady Tigers defeated the defending Champions, St. Thomas More 8-0 in the quarterfinals, then knocked off the No. 1 seed, Barbe 3-1 in the semifinals; and,

**WHEREAS**, on April 30, 2011 the Lady Tigers defeated Denham Springs 6-2 capturing their first-ever State District 6-5A Softball Title while also becoming the only girls' team in the history of Hahnville High School to win a State Championship in any sport; and,

**WHEREAS**, the Lady Tigers have not allowed a team to score seven runs against them in three years; and,

**WHEREAS**, members of the Parish Council and the Parish President wish to recognize the outstanding performance of the Hahnville High School Lady Tigers Softball Team and their Coaching Staff.

**NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, AND THE PARISH PRESIDENT, DO HEREBY RECOGNIZE**

## HAHNVILLE HIGH SCHOOL LADY TIGERS DISTRICT 6-5A STATE CHAMPIONS

Morgan Dufrene  
Allison Folse  
Taylor Hogan  
Courtney Dutreix  
Elise Debruler  
Megan Bush  
Hannah Haydel  
Summer Melancon  
Hope Mair  
Rebecca Robert  
Taylor Webre  
Amye Barre

Danielle King  
Paige Aucoin  
Christa Shelton  
Destani Clement  
Jade Meyers  
Kaylyn Morales  
Laney Cancienne  
Alexandra Friloux  
Tiara Tellock  
Brittany Perilloux  
Laren Simar  
Abby Boutte

## LADY TIGERS COACHING STAFF

Head Coach Kenneth Vial, Assistant Coaches: George Bode, Fallon Cancienne, and Erin Crisham, Trainer: Jeremy Eusea, Managers: Jordan Boudreaux and Riley Robert

*"PARISH OF PLenty"*  
created in 1807 from the county of the  
"German Coast", a parish of  
unprecedented economic and social  
development, known for its  
hospitality, rural living and sporting  
opportunities... with the added  
distinction of being located  
on both sides of the  
Mighty Mississippi River.

V.J. ST. PIERRE, JR.  
PARISH PRESIDENT

TERRY AUTHEMENT  
COUNCILMAN AT LARGE, DIV. B

BILLY RAYMOND, SR.  
COUNCILMAN, DISTRICT I

SHELLEY M. TASTET  
COUNCILMAN, DISTRICT II

WENDY BENEDETTO  
COUNCILWOMAN, DISTRICT III

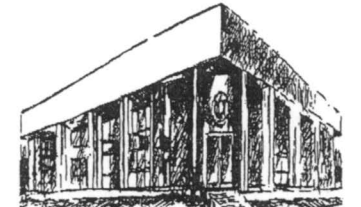
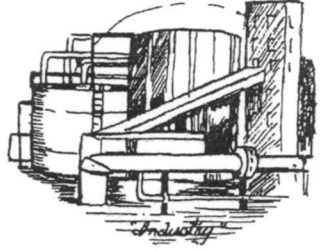
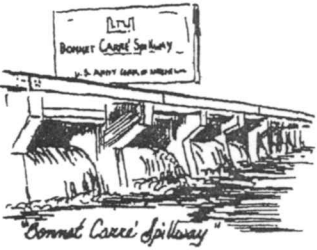
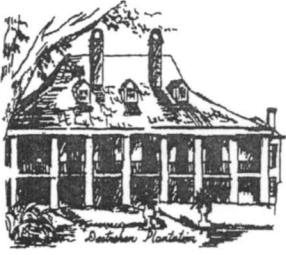
CAROLYN K. SCHEXNAYDRE  
COUNCILWOMAN AT LARGE, DIV. A

PAUL J. HOGAN  
COUNCILMAN, DISTRICT IV

LARRY COCHRAN  
COUNCILMAN, DISTRICT V

MARCUS M. LAMBERT  
COUNCILMAN, DISTRICT VI

DENNIS NUSS  
COUNCILMAN, DISTRICT VII

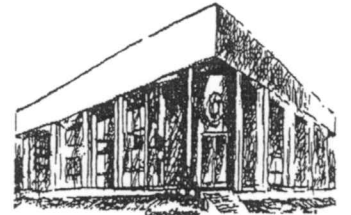
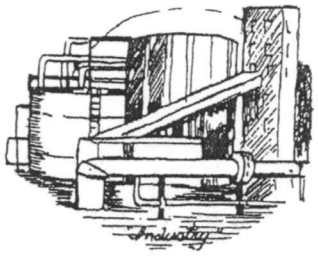
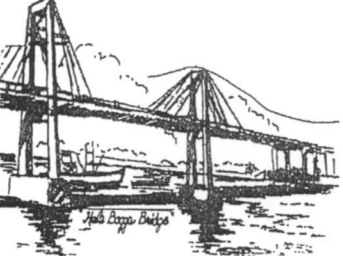
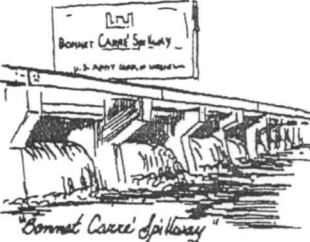
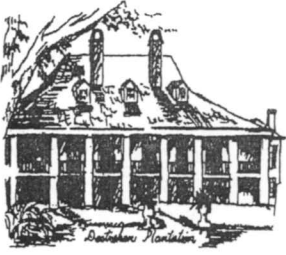




# The Parish of St. Charles

May 16, 2011

## IN RECOGNITION



WHEREAS, St. Charles Parish Parks and Recreation Department has long held a prominent place in the State of Louisiana and the United States as an outstanding Parish and Recreation Program; and,

WHEREAS, the St. Charles 11-12 Year Old Girls All-Star Basketball Team have excelled in the 2011 All-Star Basketball Season; and,

WHEREAS, the St. Charles 11-12 Year Old Girls All-Stars finished in first place in the JPRD WEST Invitational held in Harvey Louisiana; and,

WHEREAS, the St. Charles 11-12 Year Old Girls All-Stars finished second in the District Tournament in JPRD EAST; St. Charles finished first in the regional tournament held in Luling, Louisiana, securing them an invitation to participate in the International Championship Tournament; and,

WHEREAS, on April 6, 2011, the St. Charles 11-12 Year Old Girls All-Stars finished as the International Champions, at the International Tournament held in Slidell, Louisiana; and,

WHEREAS, members of the Parish Council and the Parish President wish to recognize the outstanding performance of members of the 2011 St. Charles 11-12 Year Old Girls AllStar Team and their Coaches.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, AND THE PARISH PRESIDENT, DO HEREBY RECOGNIZE

### THE ST. CHARLES 11-12 YEAR OLD ALL-STARS

Chrislyn Boyd, Kyrsten Kenner, Lauryn Scott, Jerlicia Morris, Alicia Thibodaux, Makaila Carter, Briana Thompson, Jaquana Hunter, Nytea Sanchez, Lakeija Scott, Mellissa Fenderson, Cara Ursin. Head Coach: Calvin Ursin, Jr. Assistant Coaches: Jerome Morris and Myron Boyd.

as

### 2011- 11&12 YEAR OLD REGIONAL AND INTERNATIONAL CHAMPIONS

"PARISH OF PLENTY" created in 1807 from the county of the "German Coast", a parish of unprecedented economic and social development, known for its hospitality, rural living and sporting opportunities... with the added distinction of being located on both sides of the Mighty Mississippi River.

V.J. ST. PIERRE, JR.  
PARISH PRESIDENT

TERRY AUTHEMENT  
COUNCILMAN AT LARGE, DIV. B

BILLY RAYMOND, SR.  
COUNCILMAN, DISTRICT I

SHELLEY M. TASTET  
COUNCILMAN, DISTRICT II

WENDY BENEDETTO  
COUNCILWOMAN, DISTRICT III

CAROLYN K. SCHEXNAYDRE  
COUNCILWOMAN AT LARGE, DIV. A

PAUL J. HOGAN  
COUNCILMAN, DISTRICT IV

LARRY COCHRAN  
COUNCILMAN, DISTRICT V

MARCUS M. LAMBERT  
COUNCILMAN, DISTRICT VI

DENNIS NUSS  
COUNCILMAN, DISTRICT VII

RESOLUTION NO. 5826

A resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of St. Charles, State of Louisiana, on Saturday, April 30, 2011, to authorize a homestead exemption for homesteads owned by disabled veterans and to authorize the renewal of a special tax therein.

BE IT RESOLVED by the St. Charles Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of St. Charles, State of Louisiana (the "Parish"), that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in the Parish of St. Charles, State of Louisiana, (the "Parish"), on SATURDAY, APRIL 30, 2011, to authorize a homestead exemption for homesteads owned by disabled veterans and to authorize the renewal of a special tax therein, and said Governing Authority does further proceed to examine and canvass the returns and declare the results of the special election.

SECTION 2. Procès Verbal. A *Procès Verbal* of the canvass of the returns of said election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of St. Charles, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

SECTION 3. Promulgation of Election Results. The results of said election shall be promulgated by publication in the manner provided by law.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, HOGAN, COCHRAN,  
LAMBERT, NUSS

NAYS: NONE

ABSENT: TASTET, BENEDETTO

And the resolution was declared adopted on this, the 16<sup>th</sup> day of May, 2011.

CHAIRMAN: *[Signature]*  
SECRETARY: *Barbara Faust-Jackson*  
DLVD/PARISH PRESIDENT: *May 17, 2011*  
APPROVED: *[Signature]* DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT: *[Signature]*  
RETD/SECRETARY: *May 17, 2011*  
AT: *2:30 p.m.* RECD BY: *BGT*

PROCÈS VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF ST. CHARLES, STATE OF LOUISIANA, ON SATURDAY, APRIL 30, 2011.

BE IT KNOWN AND REMEMBERED that on Monday, May 16, 2011, at six o'clock (6:00) p.m., at its regular meeting place, the 15045 Highway 18, 2nd Floor, Hahnville, Louisiana, the St. Charles Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of St. Charles, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, April 30, 2011, with the following members present:

;

There being absent: None;

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following propositions, to wit:

PROPOSITION NO. 1  
(PARISH DISABLED VETERANS HOMESTEAD EXEMPTION)

SUMMARY: AUTHORIZES AN ADDITIONAL HOMESTEAD EXEMPTION IN THE PARISH OF ST. CHARLES, STATE OF LOUISIANA, FOR CERTAIN DISABLED VETERANS IN ACCORDANCE WITH AND SUBJECT TO THE PROVISIONS OF ARTICLE VII, SECTION 21(K) OF THE LOUISIANA CONSTITUTION.

Shall an additional homestead exemption be authorized in the Parish of St. Charles, State of Louisiana, for certain disabled veterans and their surviving spouses in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution, provided that this additional homestead exemption shall extend and apply to property in St. Charles Parish only after approval by a majority of the registered voters of St. Charles Parish voting on this proposition?

PROPOSITION NO. 2  
(MOSQUITO ABATEMENT RENEWAL)

SUMMARY: 10-YEAR 1.10 MILLS PROPERTY TAX RENEWAL FOR ABATEMENT, CONTROL, ERADICATION AND STUDY OF MOSQUITOS AND OTHER ARTHROPODS OF PUBLIC HEALTH IMPORTANCE AND ALL ACTIVITIES INCIDENTAL THERETO.

Shall the Parish of St. Charles, State of Louisiana (the "Parish"), continue to levy a one and one tenth (1.10) mills tax on all property subject to taxation in said Parish (an estimated \$1,121,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2012 and ending with the year 2021, for the purpose of abatement, control,

eradication and study of mosquitos and other arthropods of public health importance and all activities incidental thereto?

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the propositions as hereinabove set forth at the following polling places, to-wit:

POLLING PLACES			PROPOSITION HOMESTEAD EXEMPTION		PROPOSITION MILLAGE	
Wd.	Pct.	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
01	1	KILLONA FIRE HOUSE, 216 ADAMS ST, KILLONA	17	9	16	9
01	2	HAHNVILLE ELEMENTARY SCHOOL, 626 PINE ST, HAHNVILLE	20	39	36	23
01	2A	HAHNVILLE ELEMENTARY SCHOOL, 626 PINE ST, HAHNVILLE	33	32	49	15
01	3	EUAL J LANDRY SR MIDDLE SCHOOL, 108 TIGER CIR, HAHNVILLE	36	81	54	64
01	5	LULING CENTRAL FIRE STATION, 1603 PAUL MAILLARD RD, LULING	37	7	41	4
01	6	HARRY HURST MIDDLE SCHOOL, 170 ROAD RUNNER LN, DESTREHAN	47	27	50	24
02	1	LULING ELEMENTARY SCHOOL, 904 SUGARHOUSE RD, LULING	24	21	32	10
02	2	LULING ELEMENTARY SCHOOL, 904 SUGARHOUSE RD, LULING	42	28	57	13
02	3	ST CHARLES RECREATION OFFICE, 12125 RIVER RD, LULING	49	39	62	29
02	4	AMA FIRE HOUSE, 104 ELLEN ST, AMA	47	29	52	24

POLLING PLACES			PROPOSITION HOMESTEAD EXEMPTION		PROPOSITION MILLAGE	
Wd.	Pct.	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
02	5	LAKWOOD ELEMENTARY SCHOOL, 501 E HEATHER DR, LULING	38	57	76	19
02	5A	LAKWOOD ELEMENTARY SCHOOL, 501 E HEATHER DR, LULING	65	32	81	16
03	1	NEW SARPY ELEMENTARY SCHOOL, 130 PLANTATION RD, DESTREHAN	23	27	37	14
03	1A	NEW SARPY ELEMENTARY SCHOOL, 130 PLANTATION RD, DESTREHAN	19	23	36	6
03	1B	NEW SARPY ELEMENTARY SCHOOL, 130 PLANTATION RD, DESTREHAN	12	24	33	3
03	2	ETHEL SCHOEFFNER ELEM SCHOOL, 140 PLANTATION RD, DESTREHAN	32	20	43	9
03	3	DESTREHAN HIGH SCHOOL, 1 WILDCAT DR, DESTREHAN	24	41	40	27
03	4	DESTREHAN HIGH SCHOOL, 1 WILDCAT DR, DESTREHAN	25	25	34	17
03	5	ETHEL SCHOEFFNER ELEM SCHOOL, 140 PLANTATION RD, DESTREHAN	2	4	3	3
03	6	ETHEL SCHOEFFNER ELEM SCHOOL, 140 PLANTATION RD, DESTREHAN	2	1	3	0
04	1	ST GERTRUDE EDUCATION CENTER, 17336 LA 631, DES ALLEMANDS	36	15	32	18
04	1A	ST GERTRUDE EDUCATION CENTER, 17336 LA 631, DES ALLEMANDS	30	11	23	18

POLLING PLACES			PROPOSITION HOMESTEAD EXEMPTION		PROPOSITION MILLAGE	
Wd.	Pct.	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
04	2	BAYOU GAUCHE FIRE HOUSE, 410 FIRST ST, BAYOU GAUCHE	67	60	52	75
04	3	J B MARTIN MIDDLE SCHOOL, 434 SOUTH ST, PARADIS	37	38	36	39
04	4	HAHNVILLE HIGH SCHOOL, 200 TIGER DR, BOUTTE	17	19	26	12
05	1	ST ROSE PRIMARY SCHOOL, 11082 RIVER RD, ST ROSE	23	29	29	21
05	2	HARRY HURST MIDDLE SCHOOL, 170 ROAD RUNNER LN, DESTREHAN	13	3	12	5
05	3	ST ROSE PRIMARY SCHOOL, 11082 RIVER RD, ST ROSE	11	20	23	7
05	4	ALBERT CAMMON MIDDLE SCHOOL, 234 PIRATE DR, ST ROSE	18	41	40	18
05	5	ALBERT CAMMON MIDDLE SCHOOL, 234 PIRATE DR, ST ROSE	23	7	21	9
06	1	ZEPHIRIN L PERILLOUX FIRE HOUSE, 17830 RIVER RD, MONTZ	31	45	49	28
06	2	NORCO PRIMARY SCHOOL, 149 APPLE ST, NORCO	13	6	11	7
06	3	NORCO ELEMENTARY SCHOOL, 102 FIFTH ST, NORCO	24	28	40	12
06	3A	NORCO ELEMENTARY SCHOOL, 102 FIFTH ST, NORCO	43	30	54	19
06	4	UNION HALL, 601 GOOD HOPE ST, NORCO	8	7	11	4
06	5	NEW SARPY SENIOR CENTER, 150 TROXCLAIR DR, NEW SARPY	7	4	10	1

POLLING PLACES			PROPOSITION HOMESTEAD EXEMPTION		PROPOSITION MILLAGE	
Wd.	Pct.	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
06	6	ARTERBURY BUILDING, 14564 RIVER RD, NEW SARPY	9	7	11	5
06	7	ARTERBURY BUILDING, 14564 RIVER RD, NEW SARPY	11	14	16	9
06	8	DESTREHAN HIGH SCHOOL, 1 WILDCAT DR, DESTREHAN	10	15	21	4
07	1	MIMOSA PARK ELEMENTARY SCHOOL, 222 BIRCH ST, LULING	20	13	19	14
07	2	MIMOSA PARK ELEMENTARY SCHOOL, 222 BIRCH ST, LULING	37	26	47	16
07	2A	MIMOSA PARK ELEMENTARY SCHOOL, 222 BIRCH ST, LULING	21	33	40	14
07	3	A A SONGY KINDERGARTEN CENTER, 523 E HEATHER DR, LULING	45	61	70	36
07	3A	A A SONGY KINDERGARTEN CENTER, 523 E HEATHER DR, LULING	30	43	56	17
07	4	LULING ELEMENTARY SCHOOL, 904 SUGARHOUSE RD, LULING	34	31	50	18
ABSENTEE VOTES			175	48	165	58
TOTAL			1,387	1,220	1,799	813
MAJORITY FOR			167		986	



The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that

(i) there was a total of **1,387** votes cast **IN FAVOR OF** the Homestead Exemption Proposition and a total of **1,220** votes cast **AGAINST** the Homestead Exemption Proposition, as hereinabove set forth, and that there was a majority of **167** votes cast **IN FAVOR OF** the Homestead Exemption Proposition as hereinabove set forth;

and (ii) there was a total of **1,799** votes cast **IN FAVOR OF** the Millage Proposition and a total of **813** votes cast **AGAINST** the Millage Proposition, as hereinabove set forth, and that there was a majority of **986** votes cast **IN FAVOR OF** the Millage Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Homestead Exemption Proposition as hereinabove set forth was duly **APPROVED** and that the Millage Proposition as hereinabove set forth was duly **APPROVED** by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, April 30, 2011.

THUS DONE AND SIGNED at Hahnville, Louisiana, on this, the 16<sup>th</sup> day of May, 2011.

ATTEST:

\_\_\_\_\_  
/s/ Dennis Nuss

Chairman

\_\_\_\_\_  
/s/ Barbara Jacob-Tucker

Secretary

#### PROCLAMATION

I, the undersigned Chairman of the St. Charles Parish Council, the governing authority of the Parish of St. Charles, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce that the Homestead Property Proposition submitted at the special election held in the Parish on Saturday, April 30, 2011 was **APPROVED**, and that the Millage Proposition was **APPROVED** by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Hahnville, Louisiana, on this, the 16<sup>th</sup> day of May, 2011.

\_\_\_\_\_  
/s/ Dennis Nuss

Chairman

**2010-0094**

**INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV**

An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., B. Residential districts, [II.] R-1A(M). Single Family Residential Detached Conventional Homes, Manufactured Homes, and Mobile Homes–Medium density., 3. Special Provisions, by adding e.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Code of Ordinances, Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., B. Residential districts, [II.] R-1A(M). Single Family Residential Detached Conventional Homes, Manufactured Homes, and Mobile Homes–Medium density. 3. Special Provisions, by adding e. as follows:

- e. Driveway(s) composed of an aggregate surfacing, at a minimum, shall be installed to provide adequate off-street parking prior to the Parish authorizing the release of permanent power and the granting of final occupancy.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:       AUTHEMENT, RAYMOND, LAMBERT, NUSS

NAYS:       SCHEXNAYDRE, HOGAN, COCHRAN

ABSENT:    TASTET, BENEDETTO

**PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY ON MAY 16, 2011.**

2010-0094 Failed Revised skirt Amd Code -App A Sec VI II R-1AM(03-16-11).doc

2010-0095

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV

ORDINANCE NO. 11-5-10

An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section IV. General provisions. 5. Fences.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Code of Ordinances, Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section IV. General provisions. 5. Fences be amended as follows:

**AS WRITTEN:**

- 5. *Fences:* A residential fence erected within the required front yard setback may not exceed four (4) feet in height. No fence shall be erected so as to block vehicular travel sight lines, as defined in AASHTO (American Association of State Highway and Transportation Official Manual). Additionally, no fence will be permitted on corner lots within twenty (20) feet of the intersection with said twenty (20) feet to be measured from the property corner along the front and side property lines.

**REVISED:**

- 5. *Fences:* Fences shall comply with the following requirements:
  - a. Fence height measurements shall include the chain wall in cases where a fence is positioned on top a chain wall.
  - b. Residential fences erected within the required front yard setback shall not exceed four (4) feet in height above the finished grade of the fenced property adjacent to the fence.
  - c. No fence shall be erected so as to block vehicular travel sight lines as defined in AASHTO (American Association of State Highway and Transportation Official Manual).
  - d. No fence will be permitted on corner lots within twenty (20) feet of the intersection with said twenty (20) feet to be measured from the property corner along the front and side property lines. In cases where corner lots do not have a lot corner (lots with a radius located at the intersection), no fence will be permitted within a triangular area bounded by a point created by the intersection of the projection of the front and side property lines and two points along these lines measured twenty (20) feet back from the point created by the described intersection.
  - e. Required commercial/industrial fences serving as a buffer to existing adjacent residential districts or uses shall be measured from the highest finish grade on the commercial/industrial side of the fence. In no case shall the measurement taken from the finished grade on the residential side of the fence be less than the minimum required buffer fence height.
  - f. The required buffer fences shall be maintained and kept in good repair at all times.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, HOGAN, LAMBERT, NUSS  
 NAYS: RAYMOND, COCHRAN  
 ABSENT: TASTET, BENEDETTO

And the ordinance was declared adopted this 16<sup>th</sup> day of May, 2011, to become effective five (5) days after publication in the Official Journal.

Amend Code -Appendix A, Section IV General provisions, fences (08-16-11)

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DLVD/PARISH PRESIDENT: May 17, 2011  
 APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_  
 PARISH PRESIDENT: [Signature]  
 RETD/SECRETARY: May 17, 2011  
 AT: 2:30 p.m. RECD BY: [Signature]

2011-0179

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 11-5-11

An ordinance to authorize the Parish President to acquire a portion of Lot 18 of Ellington Plantation, St. Charles Parish, Louisiana, which property is more particularly described on the Act of Sale attached hereto and made a part hereof, at a price not to exceed its appraised value of \$41,000.00, from Louise P. Ritter and/or all other owners of record, as their interests may appear, said property to be used by St. Charles Parish for drainage purposes, including but not limited to drainage conveyance in connection with the project known as "Coronado Drainage Improvements, Pump Station #1 Improvements".

**WHEREAS**, Coronado Park Subdivision in Luling, St. Charles Parish, Louisiana, has a history of severe flooding problems; and,

**WHEREAS**, An Engineering Drainage Review was made of the Coronado Park Area, which review included recommendations to improve drainage of said area by increasing the capacity of and/or replacing the pump station, and by improving the drainage conveyance system in said area; and,

**WHEREAS**, the design for the drainage improvement project requires the acquisition of a portion of Lot 18, Ellington Plantation, Luling, St. Charles Parish, Louisiana, particularly a rectangular section of land more particularly hereinafter described on the Act of Sale attached hereto; and,

**WHEREAS**, the drainage project and the acquisition of the hereinafter described property is in furtherance of the public's best interest and purpose, and is in satisfaction of a public need.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Parish President is hereby authorized to purchase at a price not to exceed its appraised value of \$41,000.00 the property more particularly described on the Act of Sale attached hereto and made a part hereof, from Louise P. Ritter, and/or all other owners of record, as their interests may appear, said property to be used for utility and drainage purposes, including but not limited to the placement and maintenance of a drainage ditch/canal.

**SECTION II.** That the Parish President is hereby authorized to execute all documents necessary to complete said purchase.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, HOGAN, LAMBERT, NUSS

NAYS: NONE

ABSENT: TASTET, BENEDETTO, COCHRAN

And the ordinance was declared adopted this 16th day of May, 2011, and to become effective immediately.

CHAIRMAN: [Signature]  
SECRETARY: Barbara Jant - Jant  
DLVD/PARISH PRESIDENT: May 17, 2011  
APPROVED: ✓ DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: May 17, 2011  
AT: 2:30 p.m. RECD BY: BGT

CASH SALE

UNITED STATES OF AMERICA

FROM: LOUISE P. RITTER AND  
AUGUST KENNETH RITTER, SR.  
CREDIT SHELTER TRUST

STATE OF LOUISIANA

TO: ST. CHARLES PARISH

PARISH OF ST. CHARLES

BE IT KNOWN, that on the \_\_\_\_ day of \_\_\_\_\_, in the year two thousand and eleven (2011).

BEFORE ME, the undersigned Notary in and for the Parish of St. Charles, State of Louisiana, duly commissioned and qualified, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared:

LOUISE POST RITTER (SS NO. \_\_\_\_\_), a person of the full age of majority and domiciled in the Parish of Orleans, State of Louisiana, who declared unto me, undersigned Notary, that she has been married but once and then to August Kenneth Ritter who predeceased her and further that her mailing address is 6107 Louis XIV Street, New Orleans, LA, 70124; and

AUGUST KENNETH RITTER, SR. CREDIT SHELTER TRUST, (ID NO. \_\_\_\_\_), herein represented by its duly appointed Trustee, Louise Post Ritter, as recognized in the Succession of August Kenneth Ritter, Sr. Credit Shelter Trust, duly recorded in the 29<sup>th</sup> Judicial District Court, No. P-6108, duly recorded at Entry No. \_\_\_\_\_, COB \_\_\_\_\_, folio \_\_\_\_\_ on \_\_\_\_\_, and whose designated mailing address is 6107 Louis XIV Street, New Orleans, LA, 70124;

hereinafter designated as "vendors" who declared that for the consideration and upon the terms and conditions hereinafter expressed, said vendors do by these presents sell, grant, bargain, assign, transfer, deliver, and abandon and set over under all lawful warranties and with substitution and subrogation to all rights and actions of warranty against all preceding owners and vendors, unto

ST. CHARLES PARISH, a political subdivision of the State of Louisiana, herein represented by V. J. St. Pierre, Jr., its

Parish President, and whose mailing address is P. O. Box 302, Hahnville, Louisiana, 70057; and pursuant to Ordinance No. 11-5-11, 2011 a copy of which is attached hereto and made a part hereof;

hereinafter designated as "purchaser", here present, accepting and purchasing and acknowledging delivery and possession of the following described property, to wit:

All of their undivided interest in and the following described property:

That piece or portion of ground being a drainage servitude over a portion of Lot 18 of Ellington Plantation situated in Sections 49, 57 and 69, T13S, R21E, Luling, St. Charles Parish, Louisiana. All in accordance with a survey by Stephen P. Flynn, PLS dated June 14, 2010 and being more fully described as follows:

Commence at a point said point being the southeast intersection of U. S. Highway 90 and Coronado Drive thence proceed along the east right of way of Coronado Drive S22°55'04"W, a distance of 1394.08" to a point, the Point of Beginning;

Thence proceed in a southeasterly direction along the north line of the drainage servitude a bearing of S71°57'01"E, a distance of 12.13' to a point;

Thence proceed in a northeasterly along the north line of the drainage servitude a bearing of N71°26'34"E, a distance of 261.48' to a point;

Thence proceed in a southwesterly direction along the east line of Lot 18 of Ellington Plantation being the east line of the drainage servitude a bearing of S22°55'04"W, a distance of 61.55' to a point;

Thence proceed in a southwesterly direction along the north side of a 2' reserved strip being the south line of the drainage servitude a bearing of S72°07'04"W, a distance of 274.77' to a point;

Thence proceed in a southwesterly direction along the north line of Lot 28, a bearing of S72°07'04"W, a

distance of 277.41' to a point;

Thence proceed in a northeasterly direction along the east side of a 2' reserved strip being the west line of the drainage servitude a bearing of N22°55'04"E, a distance of 68.89' to a point, the Point of Beginning.

Being a portion of the same property acquired by Louise Post Ritter and August Kenneth Ritter, Sr. Credit Shelter Trust through the Succession of August Kenneth Ritter of which a copy of the Judgment of Possession is recorded at COB 755, folio 394, in and for the Parish of St. Charles, State of Louisiana.

To have and to hold the said property unto the said purchaser forever. This present sale and conveyance is made and accepted for and in consideration of the sum and price of FORTY ONE THOUSAND AND NO/100 (\$41,000.00) DOLLARS, lawful current money of the United States of America, which amount the said purchaser has paid in ready CASH, receipt of which is hereby acknowledged by the vendor, and full discharge and acquittance granted therefor.

Taxes for 2010 are paid. The parties hereto waive any conveyance, mortgage, tax and any other certificates and relieve and release me, Notary, from any and all responsibility in connection therewith. The parties also acknowledge that no examination of the title has been made by me, Notary, and agree to relieve, release, defend, save, hold harmless, and indemnify me, Notary, from any and all claims, liabilities, and responsibilities in connection therewith.

Whenever the word "vendor" is used in this act, it shall be construed to include "vendors," and whenever the word "purchaser" is used it shall be construed to include "purchasers."

All the agreements and stipulations herein contained, and all the obligations herein assumed shall inure to the benefit of and be binding upon the heirs, successors, and assigns of the respective parties hereto.

The certificate of mortgages required by Article 3364 of the revised Civil Code of Louisiana is hereby dispensed with by the parties hereto.

THUS done, read and passed in my office in Hahnville, Louisiana, in the presence of undersigned competent witnesses who have hereunto signed their names with the parties and me, said Notary, the day, month and year above written.

WITNESSES:

\_\_\_\_\_  
LOUISE POST RITTER

\_\_\_\_\_  
AUGUST KENNETH RITTER, SR.  
CREDIT SHELTER TRUST

\_\_\_\_\_  
BY: LOUISE POST RITTER  
TRUSTEE

\_\_\_\_\_  
NAME: \_\_\_\_\_  
NOTARY PUBLIC  
NO. \_\_\_\_\_

Nicole Breaux

PARISH OF ST. CHARLES

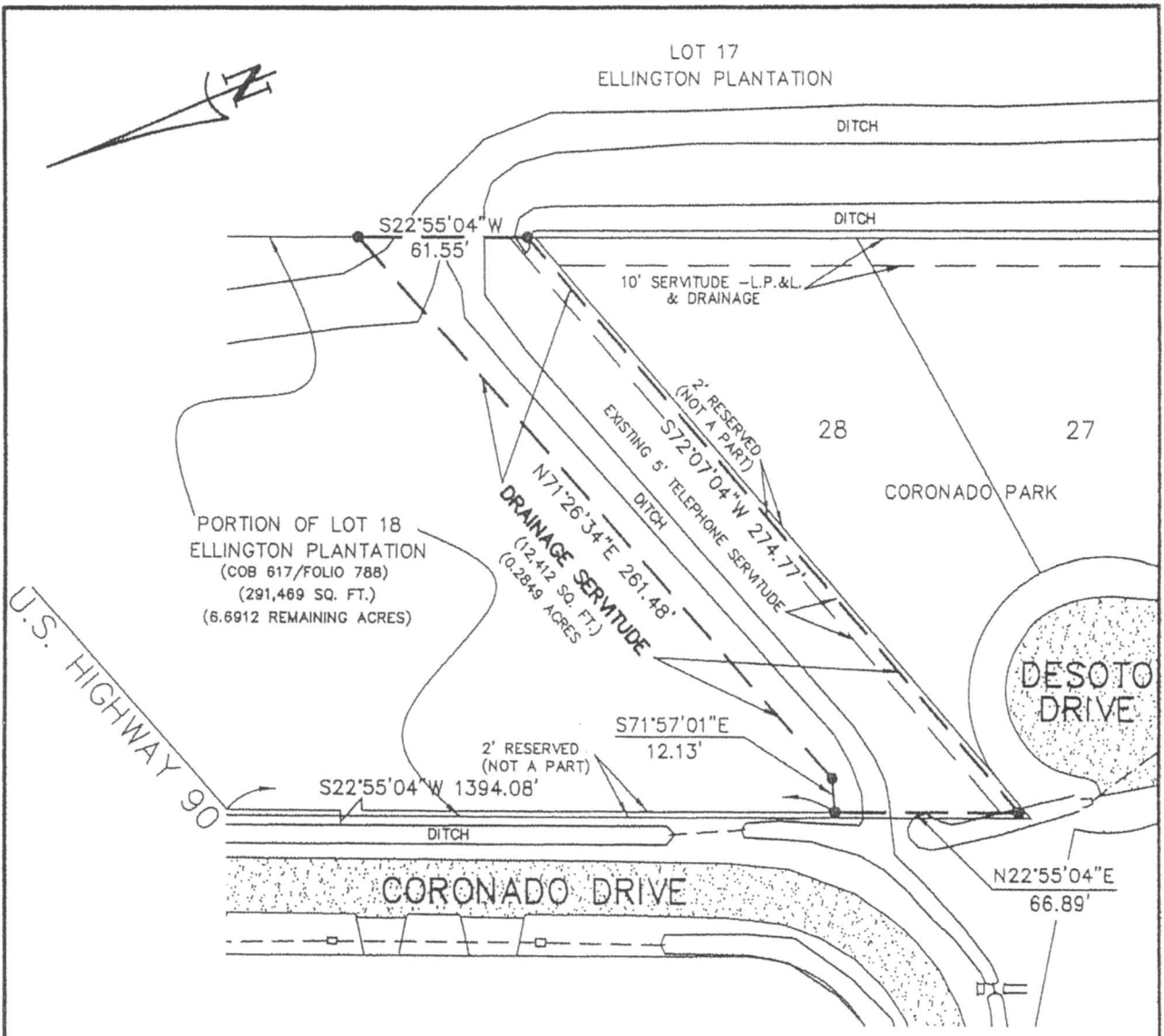
W. J. St. Pierre, Jr.

Valerie Berthelot

BY: V. J. ST. PIERRE, JR.  
PARISH PRESIDENT

\_\_\_\_\_  
LEON C. VIAL, III  
NOTARY PUBLIC  
NO. 13061





SCALE: 1" = 60'

LEGEND

- #4 IRON ROD SET

**TITLE:** SURVEY PLAT TO SHOW A DRAINAGE SERVITUDE BEING A PORTION OF LOT 18 OF ELLINGTON PLANTATION PER COB 617/FOLIO 788 SITUATED IN SECTIONS 49, 57 & 69, T-13-S, R-21-E, LULING, ST. CHARLES PARISH, LOUISIANA.

**SURVEY REFERENCE:** 1. SURVEY OF A PORTION OF LOT 18 ELLINGTON PLANTATION BY R.P. BERNARD DATED 12/8/1978 ATTACHED TO O.I.# 116192  
2. CORONADO PARK BY LUCIEN GASSEN DATED 9/27/1969, REVISED 7/10/1970

**BASIS OF BEARING:** BEARINGS HEREON ARE REFERENCED TO GRID NORTH AS ESTABLISHED BY THE LOUISIANA STATE PLANE COORDINATE SYSTEM, LOUISIANA SOUTH ZONE

**SURVEYOR'S NOTES:** A. I CERTIFY THAT THIS PLAT REPRESENTS AN ACTUAL GROUND SURVEY OF THE DRAINAGE SERVITUDE ONLY MADE BY ME AND CONFORMS TO THE REQUIREMENTS FOR THE MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS AS FOUND IN LOUISIANA ADMINISTRATIVE CODE TITLE 46:LXI, CHAPTER 25 FOR A CLASS "C" SURVEY.  
B. NO TITLE OPINION WAS PROVIDED TO THIS FIRM, THEREFORE NO CERTIFICATION IS GIVEN TO THE EXISTENCE OF OTHER SERVITUDES OR EASEMENTS WHICH MAY EXIST OTHER THAN THOSE SHOWN.  
C. MINIMUM SETBACK LINES AND SERVITUDES SHOWN ARE BASED ON THE REFERENCED SURVEY PLAT. THE APPROPRIATE PARISH AUTHORITY OR NEIGHBORHOOD REGULATORY BOARD SHOULD BE CONSULTED FOR FINAL DETERMINATION.

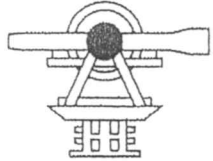
**CERTIFIED TO:** ST. CHARLES PARISH

**DATE:** JUNE 14, 2010

*Stephen P. Flynn*  
STEPHEN P. FLYNN  
P.L.S. LA. ST. REG. NO. 4668

DRAWN BY: KPB      DRAWING NO. L1553.1245A

**RIVERLANDS SURVEYING COMPANY**



505 HEMLOCK STREET  
LAPLACE, LA. 70068  
1-800-248-6982  
985-652-6356



**2011-0180**

**INTRODUCED BY: DENNIS NUSS, COUNCILMAN, DISTRICT VII  
CAROLYN K. SCHEXNAYDRE, COUNCILWOMAN-AT-LARGE, DIVISION A**

**ORDINANCE NO. 11-5-12**

An ordinance to provide for the installation of  
"THREE-WAY STOP" signs at the intersection of  
Maryland Drive and West Heather in Luling.

**WHEREAS,** the St. Charles Parish Code of Ordinances, Chapter 15 Motor Vehicles and Traffic provides for the installation of traffic control signs; and,

**WHEREAS,** it is the desire of the Parish Council to authorize the installation of "THREE-WAY STOP" signs at the intersection of Maryland Drive and West Heather in Luling.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That there are hereby established "THREE-WAY STOP" signs at the intersection of Maryland Drive and West Heather in Luling.

**SECTION II.** That the Department of Public Works is hereby authorized to erect and maintain said "THREE-WAY STOP" signs.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

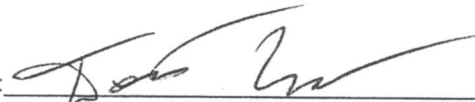
YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, COCHRAN, LAMBERT, NUSS

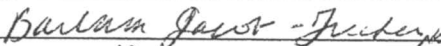
NAYS: HOGAN

ABSENT: TASTET, BENEDETTO

And the ordinance was declared adopted this 16th day of May, 2011, to become effective five (5) days after publication in the Official Journal.

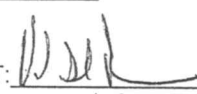
3-Way Stop Sign Maryland Drive & West Heather

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: May 17, 2011

APPROVED:  DISAPPROVED:

PARISH PRESIDENT: 

RETD/SECRETARY: May 17, 2011

AT: 2:30 p.m. RECD BY: BGT

2011-0181

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 11-5-13

An ordinance to approve and authorize the execution of a contract with BLD Services, LLC for project P090405 New Sarpy Pump Station Auto Bar Screen Cleaner in the amount of \$1,741,991.00.

WHEREAS, sealed bids were received by St. Charles Parish on April 21, 2011 for project P090405 New Sarpy Pump Station Auto Bar Screen Cleaner; and,

WHEREAS, Danny Hebert, P.E. LLC, the Engineer for the Project, have reviewed the bids and recommend that the Contract be awarded to the low bidder, BLD Services, LLC in the amount of \$1,741,991.00; and,

WHEREAS, installation of this project will improve the performance of the New Sarpy Pump Station by automatically removing debris and vegetation that could plug the pump inlet; and,

WHEREAS, this project also has an approved FEMA Hazard Mitigation Grant in the amount of \$1,640,000 to assist the Parish in project funding.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the bid of BLD Services, LLC, for the construction of project P090405 New Sarpy Pump Station Auto Bar Screen Cleaner, be hereby approved and accepted, in the amount of \$1,741,991.00.

**SECTION II.** That the Parish President is hereby authorized to execute said contract on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, HOGAN, COCHRAN, LAMBERT, NUSS

NAYS: NONE

ABSENT: TASTET, BENEDETTO

And the ordinance was declared adopted this 16th day of May, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
SECRETARY: Barbara Jacob-Judenberg  
DLVD/PARISH PRESIDENT: May 17, 2011  
APPROVED: [checkmark] DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: May 17, 2011  
AT: 2:3 p.m. RECD BY: [Signature]

SECTION 00500

AGREEMENT

THIS AGREEMENT is effective as of the \_\_\_\_\_ day of \_\_\_\_\_ in the year 20\_\_ by and between the Parish of St. Charles, called the OWNER, and BLD Services, LLC hereinafter called the CONTRACTOR.

OWNER and CONTRACTOR, in consideration of the mutual covenants hereinafter set forth, agree as follows:

ARTICLE 1. WORK

CONTRACTOR shall complete all Work as specified or indicated in the Contract Documents for the above Project. The Work is generally described as follows:

The Contract Work generally comprises of the construction of an automatic bar screen cleaner and a new concrete deck with concrete barrier curbs, guardrails and associated pilings. The deck will support a new steel bar screen and the installation of automatic bar screen cleaners.

ARTICLE 2. ENGINEER

The Project has been designed by Danny J. Hebert, P.E., L.L.C. who is hereinafter called ENGINEER and who will assume all duties and responsibilities and have the rights and authority assigned to ENGINEER in the Contract Documents in connection with completion of the Work in accordance with the Contract Documents.

ARTICLE 3. CONTRACT TIME

- 3.1 The Contractor shall complete all of the Work under the Contract within 180 calendar days from the date of the Notice to Proceed.
- 3.2 Liquidated Damages - OWNER and CONTRACTOR recognize that the OWNER will suffer direct financial loss if Work is not completed within the Contract times specified in Paragraph 3.1 above plus any extensions thereof allowed in accordance with Article 12 of the General Conditions, and therefore, time is of the essence. They also recognize the delays, expense and difficulties involved in proving in a legal proceeding the actual loss suffered by OWNER if the Work is not completed on time. Accordingly, instead of requiring any such proof, CONTRACTOR and Surety agree to forfeit and pay OWNER as liquidated damages for delay (but not as a penalty) the amount of \$ 250.00 for each calendar day that expires after the Contract Time specified in Paragraph 3.1 for final completion and ready for final acceptance until the Work is completed. These amounts

represent a reasonable estimate of OWNER's expenses for extended delays and for inspection, engineering services and administrative costs associated with such delay. This provision shall be effective between the parties ipso facto and without demand or putting in default, it being specifically agreed that the CONTRACTOR by his mere failure to complete the work on or before the date specified shall be deemed in default

#### ARTICLE 4. CONTRACT PRICE

**CONTRACT PRICE:** The amount to be paid to the Contractor by the Owner for completion of all work hereunder is: (\$1,741,991.00) One million seven hundred forty one thousand nine hundred ninety one Dollars based on unit prices specified within this contract document. Contract price is firm and subject only to modification by written change order agreed to by both parties.

#### ARTICLE 5. PAYMENT PROCEDURES

CONTRACTOR shall submit Applications for Payment in accordance with Article 14 of the General Conditions. Applications for Payment will be processed by ENGINEER as provided in the General Conditions.

- 5.1 Progress payments. OWNER shall make progress payments which exceed \$5,000 on account of the Contract price on the basis of CONTRACTOR's Applications for Payment, as recommended by ENGINEER, on or about the thirtieth (30th) day following receipt by the OWNER. Applications for Payments less than \$5,000 shall be accumulated until the next payment period or until final payment.

Progress payments will be based upon estimated quantities of completed contract unit price items or upon estimated percentages of completion of the schedule of lump sum values of labor and materials incorporated into the Work on the last day of each month or other mutually agreed regular monthly date ending the progress payment period.

- 5.2 Retainage. Retainage shall be withheld and payments will be made by the OWNER in the payment amount of: 1) ninety percent (90%) of the approved payment applications for projects with contract prices of less than \$500,000; or 2) ninety-five percent (95%) of the approved payment applications for the projects with contract prices of \$500,000 or greater.
- 5.3 Final Acceptance and Final Payment. Upon the final completion of all Work, the CONTRACTOR may request a final inspection and may make a final Application for Payment as provided by Paragraph 14.12 of the General Conditions, upon the OWNER's certificate of final acceptance.

Final acceptance of the Work, based upon the certificate of final acceptance, shall be by resolution of the Council of the Parish of St. Charles.

When substantial completion is granted by the Owner, the Certificate of Substantial Completion is then transmitted to the Contractor for filing with the recorder of mortgages of

the Parish of St. Charles. This begins the not less than forty-five (45) day lien period as prescribed for Public Works by Louisiana Revised Statutes 38:2242.

At the expiration of the lien period it is the CONTRACTOR's responsibility to obtain a certificate from the Recorder of Mortgages of the Parish of St. Charles that the Contract is clear of any liens or privileges, and said certificate shall be presented to the OWNER for final payment and release of retainage, less any such sums as may be lawfully withheld under the Contract.

#### ARTICLE 6. CONTRACTOR'S REPRESENTATIONS

In order to induce OWNER to enter into this Agreement, CONTRACTOR makes the following representations:

- 6.1 CONTRACTOR has familiarized itself with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and laws and regulations that in any manner may affect cost, progress, performance or finishing of the Work.
- 6.2 CONTRACTOR has studied carefully all reports of explorations and tests of subsurface physical conditions and drawings of physical conditions which are identified in the Information Available To Bidders and as provided in the General Conditions.
- 6.3 CONTRACTOR has obtained and carefully studied (or assumed responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests, reports and studies (in addition to or to supplement those referred to in Paragraph 6.2 above) which pertain to the subsurface or physical conditions at or contiguous to the site or which otherwise may affect the cost, progress, performance or furnishing of the Work as CONTRACTOR considers necessary for the performance or furnishing of the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents, including specifically the provisions of Paragraph 4.2 of the General Conditions. In exercising its responsibility with respect to subsurface conditions and physical conditions at the site, CONTRACTOR has or will obtain or perform at no additional cost to the OWNER such additional examinations, investigations, explorations, tests, reports, studies, or similar information or data as may be required by CONTRACTOR for such purposes.

#### ARTICLE 7. CONTRACT DOCUMENTS

The following Contract Documents, which comprise the entire Agreement between OWNER and CONTRACTOR, are all hereby made a part of that Agreement to the same extent as if incorporated herein in full:

- 7.1 Agreement
- 7.2 Construction Performance and Payment Bond and Insurance Certificates

00500\_rev2

00500-3

- 7.3 Advertisement for Bids
- 7.4 CONTRACTOR's Bid Form
- 7.5 Addenda (Numbers 1 to 1 inclusive)
- 7.6 Contract documents bearing the general title "New Sarpy Pump Station Auto Bar Screen Cleaners – P090405" dated March 22, 2011.
- 7.7 Drawings, consisting of a cover sheet dated March 22, 2011 and the sheets listed on Drawing Topo Survey, C1.2-C1.8, P.01-P.03; each sheet bearing the following general title: "New Sarpy Pump Station Auto Bar Screen Cleaners".
- 7.8 General Conditions
- 7.9 General Conditions, pages 00700-1 through 00700-31 and Section 00800, Supplementary Conditions, pages 00800-1 through 00800-25, and Second Supplementary Conditions have been adopted by the St. Charles Parish Council as a Standard General Conditions and Supplementary Conditions for Construction Contracts. Those General Conditions and Supplementary Conditions are to be referred to in the agreement and contract as "GEN.COND, CONST – 7/98 filed in MOB 682, Folio 230 filed with the St. Charles Parish Clerk of Court."

There are no Contract Documents other than those listed above in this Article 7. The Contract may only be amended, modified or supplemented as provided for in the General Conditions.

#### ARTICLE 8. MISCELLANEOUS

- 8.1 General Conditions, pages 00700-1 through 00700-31 and Section 00800, Supplementary Conditions, pages 00800-1 through 00800-25, and Second Supplementary Conditions have been adopted by the St. Charles Parish Council as a Standard General Conditions and Supplementary Conditions for Construction Contracts. Those General Conditions and Supplementary Conditions are to be referred to in the agreement and contract as "GEN.COND, CONST – 7/98 filed in MOB 682, Folio 230 filed with the St. Charles Parish Clerk of Court."
- 8.2 No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and, unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents. Notwithstanding the foregoing, the OWNER may assign this contract to the State of Louisiana or any political subdivision, municipality, special district or authority thereof without CONTRACTOR's consent and without recourse.


- 8.3 OWNER and CONTRACTOR each binds himself, his partners, successors, assigns and legal representatives to the other party hereto, his partners, successors, assigns and legal representatives in respect to all covenants, agreements and obligations contained in the Contract Documents.
- 8.4 It is hereby agreed and understood by the parties hereto that any and all disputes that may result in litigation shall be litigated in the 29th Judicial District Court for the Parish of St. Charles.

IN WITNESS WHEREOF, OWNER and CONTRACTOR have signed this Agreement effective as of the date first written above. All portions of the Contract Documents have been signed or identified by OWNER and CONTRACTOR or by ENGINEER on their behalf.

OWNER: Parish of St. Charles

CONTRACTOR: BLD Services, LLC

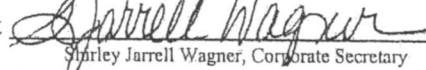
By \_\_\_\_\_

By  Thomas A. Behan

Title \_\_\_\_\_

Title Project Manger

Attest \_\_\_\_\_

Attest   
Shirley Jarrell Wagner, Corporate Secretary

END OF SECTION



2011-0160

**RESOLUTION NO. 5827**

A resolution to appoint a member to the Planning & Zoning Commission as the District V Representative.

**WHEREAS**, There exists a vacancy on the PLANNING & ZONING COMMISSION; due to the expiration of the term of Mr. Billy B. Booth on May 31, 2011; and,

**WHEREAS**, it is the desire of the Parish Council to fill this vacancy; and,

**NOW, THEREFORE, BE IT RESOLVED**, that Mr. Billy B. Booth  
192 Rue Landry, St. Rose, Louisiana 70087  
is hereby appointed to the PLANNING & ZONING COMMISSION as the District V Representative; and,

**BE IT FURTHER RESOLVED** that said appointment shall be effective MAY 31, 2011 and shall expire MAY 31, 2015.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:


YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, HOGAN, COCHRAN, NUSS

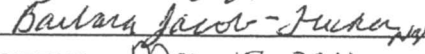
NAYS: NONE

ABSENT: TASTET, BENEDETTO, LAMBERT

And the resolution was declared adopted this 16th day of May, 2011, to become effective five (5) days after publication in the Official Journal.

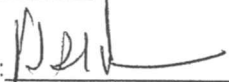
APPOINT P & Z. 5

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: May 17, 2011

APPROVED:  DISAPPROVED:

PARISH PRESIDENT: 

RETD/SECRETARY: May 17, 2011

AT: 2:30 p.m. RECD BY: BjT